

April 5, 2017

File Number: 0KRT-135688

VIA E-MAIL AND FEDERAL EXPRESS

National Freedom of Information Officer
United States Environmental Protection Agency
Office of Environmental Information
Records, FOIA, and Privacy Branch
1200 Pennsylvania Avenue NW (2822T)
Washington, D.C. 20460

Regional Freedom of Information Officer
U.S. Environmental Protection Agency, Region 10
Office of Ecosystems, Tribal and Public Affairs
1200 6th Avenue ETPA – 124
Seattle, Washington 98101

Re: Freedom of Information Act Request
Portland Harbor Superfund Site

To Whom It May Concern:

Please consider this letter a request for agency records under the Freedom of Information Act (FOIA), 5 U.S.C. § 552.

Specifically, we request the georeferenced layer files used to create the figures listed below in the Record of Decision for the Portland Harbor Superfund Site in .MXD, .SHP, and .MDB file formats:

- Figure 8. Principal Threat Waste, Filename: E:_Projects\Portland Harbor\GIS\MapDocuments\Record of Decision\Figure8_Combined-PTW.mxd
- Figures 19a through 19h. Sediment Management Areas (No filename on figures)
- Figures 20 through 27. Technology Assignments, Filename: E:_Projects\Portland Harbor\GIS\MapDocuments\FS Figures\Section 3\Fig3-07-X_Tech-Assign_Site-wide.mxd
- Figure 30. Sediment Management Areas, Selected Remedy, Filename: E:_Projects\Portland Harbor\GIS\MapDocuments\Record of Decision\FigX_SMA-AltFmod.mxd

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- Figures 31a, 31b, 31c, 31d, and 31e. Filename: E:_Projects\Portland Harbor\GIS\MapDocuments\Record of Decision\Fig_Technology-Assignments-byAlt-RM.mxd

If it is EPA's position that any of the agency records requested in this letter are exempt from disclosure under the FOIA, EPA must nonetheless provide any reasonably segregable portions of those agency records after deleting or redacting the purportedly exempt portions. 5 U.S.C. § 552(b); *Pebble Ltd. P'ship v. U.S. Env'tl. Prot. Agency*, No. 3:14-cv-0199-HRH, 2016 WL 128088, at *3 (D. Alaska Jan. 16, 2016).

If EPA withholds all or any portion of a record requested in this letter, EPA must indicate in the response the amount of information that is withheld, deleted, or redacted, as well as the basis for each withholding, deletion, or redaction. 5 U.S.C. § 552(b); 40 C.F.R. § 2.104(h). Please provide an index or catalogue of responsive agency records that EPA intends to withhold in full or in part, as well as an individual explanation for each full or partial withholding, consistent with the holding in *Vaugh v. Rosen*, 484 F.2d 820 (D.C. Cir. 1973).

We will gladly reimburse you for any costs incurred in copying the requested files up to the statutory maximum. See 5 U.S.C. § 552(a)(4)(A)(ii)(III); 40 C.F.R. § 2.102(d). Should you have any questions, please feel free to contact me at the information above. Thank you in advance for your courtesy and cooperation in this matter.

Very truly yours,



Meredith A. Jones-McKeown
for SHEPPARD, MULLIN, RICHTER & HAMPTON LLP